

EXHIBIT H

Douglas J. Uelmen, Jr.

Page 1

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN DIEGO
EAST COUNTY REGIONAL CENTER

MARY GIORDANO, individually
and on behalf of the Estate of
JACQUELINE KEITH and other
qualified survivors,
Plaintiffs,

vs.

Case No.
37-2011-
00069363-
CU-PO-EC

C.R. BARD, INC., a corporation,
BARD PERIPHERAL VASCULAR, INC., a
corporation, THOMAS BRANNIGAN,
M.D., an individual, FRANKLIN
KALMAR, M.D., an individual, JULIE
LAIDIG, M.D., an individual, SHARP
GROSSMONT HOSPITAL, a corporation,
SHARP HEALTHCARE, a corporation,
and DOES 1 through 100 inclusive,

Defendants.

_____ /

VIDEOTAPED DEPOSITION OF
DOUGLAS J. UELMEN, JR.
VOLUME 1
October 4, 2013

REPORTED BY: LANCE A. BOARDMAN

- - -

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Douglas J. Uelmen, Jr.

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Transcript of the videotaped

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deposition of DOUGLAS J. UELMEN, JR., Volume

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1, taken pursuant to Notice, before Lance A.

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Boardman, a Shorthand Reporter and Notary

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Public in and for the State of Ohio, at the

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Courtyard Marriott Hotel, 24901 Country Club

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Drive, North Olmsted, Ohio 44070, on Friday,

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October 4, 2013, commencing at 9:33 a.m.

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I N D E X

DOUGLAS J. UELMEN, JR.

October 4, 2013

Examination By	Page
Mr. Brenes - Cross	10
Mr. Graves - Cross	391
Mr. Cramer - Cross	392
Mr. Dalimonte - Cross	394

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1 Yes.

2 Q. Okay. So according to Bard's
3 own policy and procedure, the Recovery
4 Filter -- the risk of the Recovery Filter was
5 unacceptable, and it must be corrected as of
6 November 2004 -- or December 2004, correct?

7 A. Yes.

8 Q. Okay. Did Bard take the device
9 off the market as of December 2004?

10 A. No.

11 Q. Do you agree with me that this
12 policy and procedure require that Bard do
13 that?

14 A. Says to be corrected, not to be
15 taken off the market.

16 Q. Okay. What does "corrected"
17 mean? Means correct the design risk, right?

18 MS. DALY: Object to the form.

19 A. It means correct the issue.

20 Q. Okay. And in this case we know
21 the issue is that this device is migrating
22 and killing people.

23 And so did Bard start
24 correcting the issue as of December of 2004?

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CERTIFICATE

I, LANCE A. BOARDMAN, Shorthand Reporter and Notary Public within and for the State of Ohio, do hereby certify that prior to the commencement of the examination, Douglas J. Uelmen, Jr., was duly sworn by me to testify to the truth, the whole truth, and nothing but the truth.

I DO FURTHER CERTIFY that the foregoing is a verbatim transcript of the testimony as taken stenographically by and before me at the time, place, and on the date hereinbefore set forth, to the best of my ability.

I DO FURTHER CERTIFY that I am neither a relative nor employee nor attorney nor counsel of any of the parties to this action, and that I am neither a relative nor employee of such attorney or counsel, and that I am not financially interested in the action.

LANCE A. BOARDMAN

Notary Public in and for the
State of Ohio, County of Knox
My Commission Expires: July 30, 2016

Dated: January 5, 2014